

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

BASIL GIBBS,

Plaintiff,

vs.

Civil Action 2:12-cv-0017  
Judge Sargus  
Magistrate Judge King

PHILADELPHIA POLICE DEPARTMENT,  
et al.,

Defendants.

ORDER

Detective Michael Wojciehowski, the only defendant remaining in the action, filed a motion to dismiss on December 12, 2012. Doc. No. 30. Plaintiff, who had made no response to the motion, was granted until March 20, 2013 to respond to the motion, *Order*, Doc. No. 32, and was warned that his failure to respond could be construed as an abandonment of the litigation and could result in the dismissal of the action for failure to prosecute. *Id.* There has still been no response to the motion to dismiss.

It appears that plaintiff has abandoned the litigation. This action is hereby DISMISSED for failure to prosecute. The Clerk is DIRECTED to enter FINAL JUDGMENT.

3-12-13

Date

  
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Edmund A. Sargus, Jr.  
United States District Judge